

3762/I FIA



Attorney Docket No. 3896-006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Raymond W. Cohen et al.
Serial No. : 09/523,912 **Examiner :** Bockelman, Mark
Filed : March 9, 2000 **Group Art Unit::** 3762
For : AN AUTOMATIC DEFIBRILLATOR MODULE FOR INTEGRATION
WITH STANDARD PATIENT MONITORING EQUIPMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

I hereby certify that the attached:

1. Response to Notice Regarding Drawings (2 pages) (in duplicate);
2. Copy of the Communication filed on June 1, 2005, including Seventeen (17) sheets of new corrected drawings (Figs. 1-12B);
3. Copies of the Notice and Form PTO-948;
4. Copy of the Stamped Postcard; and
5. Return Receipt Postcard.

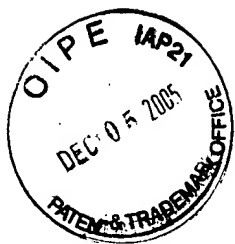
(Along with any paper(s) referred to as being attached or enclosed) and this Certificate of Mailing are being deposited with the United States Postal Service on the date indicated below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted
GOTTLIEB, RACKMAN & REISMAN, P.C.

Dated: December 1, 2005

Zoya Chernina
Zoya V. Chernina

GOTTLIEB, RACKMAN & REISMAN, P.C.
270 Madison Avenue
New York, N.Y. 10016-0601
Phone: (212) 684-3900
Facsimile: (212) 684-3999



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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE REGARDING DRAWINGS

Sir:

This communication is submitted in Response to the second Notice Regarding Drawings, issued by the US Patent and Trademark Office (US PTO) in the above-identified application on October 18, 2005 (copies of the Notice and PTO-948 Notice of Draftsperson's Patent Review are attached).

It is respectfully submitted that seventeen (17) sheets of new corrected drawings (Figures 1-12B), which included the amendment approved by the Examiner during the prosecution of the application, have been submitted to the US PTO on June 1, 2005 along with the payment of the Issue Fee. These drawings were submitted in response to the first Notice Regarding Drawings issued by the US PTO on May 3, 2005. A copy of the communication as filed is enclosed herewith. Also enclosed is a copy of the stamped postcard confirming receipt of this communication, including drawings, by the US

PTO on June 3, 2005.

Thus, it is believed that the second Notice Regarding Drawings was issued in error and shall be withdrawn.

It is further requested that the corrected drawings be substituted for those originally filed with the Application on March 9, 2000 and that the application proceed to issuance.

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to the Deposit Account No. 07-1730, Docket No. 3896-006. A duplicate copy of this Communication is attached for that purpose.

Respectfully submitted,
GOTTLIEB, RACKMAN & REISMAN, P.C.

Dated: December 1, 2005

By: 

Tiberiu Weisz
Attorney for Applicants
Registration No. 29,876

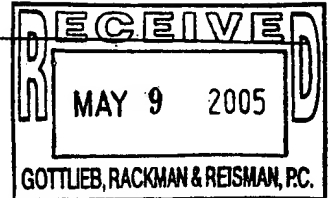
Mailing address:

GOTTLIEB, RACKMAN & REISMAN, P.C.
270 Madison Avenue
New York, N.Y. 10016-0601
Phone: (212) 684-3900
Facsimile: (212) 684-3999



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

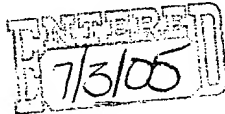


APPLICATION NUMBER 09/523912	FILING/RECEIPT DATE 03/09/2000	FIRST NAMES APPLICANT COHEN, RAYMOND W.	ATTORNEY DOCKET NUMBER 3896-006
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GOTTLEB RACKMAN & REISMAN PC
270 MADISON AVENUE
8TH FLOOR
NEW YORK NY 10016-0601

Examiner
BOCKELMAN, MARK

Art Unit
3762



Date Mailed: May 3, 2005

Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on 3-9-00 are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this Notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review

RETURN CORRECTED DRAWINGS TO:

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Steven Fields
Office of Patent Publication
Publishing Division
(703) 305-0333 ext. 129

NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 3-9-00, 1-6-03 are:

- A. ☐ approved by the Draftsperson under 37 CFR 1.84 or 1.152.
- B. ☒ objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

1. DRAWINGS. 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

- ☐ Color drawings are not acceptable until petition is granted. Fig(s) _____
- ☐ Pencil and non black ink not permitted. Fig(s) _____

2. PHOTOGRAPHS. 37 CFR 1.84(b)

- ☐ One (1) full-tone set is required. Fig(s) _____
- ☐ Photographs may not be mounted. 37 CFR 1.84(e)
- ☐ Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) _____
- ☐ Poor quality (half-tone). Fig(s) _____

3. TYPE OF PAPER. 37 CFR 1.84(e)

- ☐ Paper not flexible, strong, white, and durable. Fig(s) _____
- ☐ Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) _____

4. SIZE OF PAPER. 37 CFR 1.84(f): Acceptable sizes:

- 21.0 cm by 29.7 cm (DIN size A4) or
21.6 cm by 27.9 cm (8 1/2 x 11 inches)
- ☐ All drawing sheets not the same size.

Sheet(s) _____

☐ Drawings sheets not an acceptable size. Fig(s) _____

5. MARGINS. 37 CFR 1.84(g): Acceptable margins:

Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm

- ☒ Margins not acceptable. Fig(s) 1
- ☐ Top (T) ☒ Left (L)
- ☐ Right (R) ☐ Bottom (B)

6. VIEWS. 37 CFR 1.84(h)

REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

- ☐ Views not labeled separately or properly. Fig(s) _____

7. SECTIONAL VIEWS. 37 CFR 1.84(h)(3)

- ☐ Sectional designation should be noted with Arabic or Roman numbers. Fig(s) _____

8. ARRANGEMENT OF VIEWS. 37 CFR 1.84(i)

- ☐ Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) _____

9. SCALE. 37 CFR 1.84(k)

- ☐ Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) _____

10. CHARACTER OF LINES, NUMBERS, & LETTERS. 37 CFR 1.84(l)

- ☒ Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) 2, 3, 5A-12B

11. SHADING. 37 CFR 1.84(m)

- ☐ Solid black areas pale. Fig(s) _____
- ☐ Solid black shading not permitted. Fig(s) _____

12. NUMBERS, LETTERS, & REFERENCE CHARACTERS. 37 CFR 1.84(p)

- ☒ Numbers and reference characters not plain and legible. Fig(s) 2-12B
- ☒ Figure legends are poor. Fig(s) 2-12B
- ☐ Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) _____

☐ English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) _____

- ☐ Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) _____

13. LEAD LINES. 37 CFR 1.84(q)

- ☐ Lead lines missing. Fig(s) _____
- 14. NUMBERING OF SHEETS OF DRAWINGS.** 37 CFR 1.84(t)

- ☐ Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) _____

15. NUMBERING OF VIEWS. 37 CFR 1.84(u)

- ☐ Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) _____

16. DESIGN DRAWINGS. 37 CFR 1.152

- ☐ Surface shading shown not appropriate. Fig(s) _____
- ☐ Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) _____

COMMENTS:

Reviewer S. Field

If you have questions, call (703) 305-8404.

Date 5-2-05

Attachment to Paper No. _____



Date June 1, 2005 Att'y TW/ZVC

Re: Raymond W. Cohen et al.

For: AUTOMATIC DEFIBRILLATOR MODULE FOR
INTEGRATION WITH STANDARD PATIENT MONITORING
EQUIPMENT

Client/Matter(Docket) No. 3896-006

S/N: 09/523,912 P/N: _____

Description of Enclosures:

1. Issue Fee Transmittal;
2. Part B-Form PTOL-85 (in duplicate);
3. Check for \$ 709.00 (Issue fee and advance order of copies);
4. Seventeen(17) sheets of drawings (Figs.1-12B)
and a copy of the Notice Regarding Drawings; and
5. Certificate of Mailing under 37 CFR 1.8a.

Gottlieb, Rackman & Reisman, P.C.

Copy of the postcard.

Stamped by the OIPE USPTO

Date June 1, 2005 Att'y TW/ZVC

Re: Raymond W. Cohen et al.

For: AUTOMATIC DEFIBRILLATOR MODULE FOR
INTEGRATION WITH STANDARD PATIENT MONITORING
EQUIPMENT

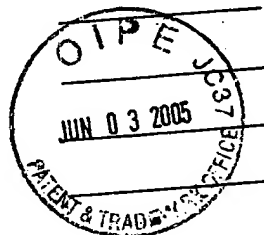
Client/Matter(Docket) No. 3896-006

S/N: 09/523,912 P/N: _____

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and a copy of the Notice Regarding Drawings; and
5. Certificate of Mailing under 37 CFR 1.8a.

Gottlieb, Rackman & Reisman, P.C.



GOTTLIEB, RACKMAN & REISMAN, P.C., ATTORNEYS AT LAW

1316 Commissioner of Patents & Trademarks

Invoice Number and Date

OPER-ZVC 05/25/05 Utility Issue Fee, 3986-6

709.00

59173

59173

05/25/05

709.00

59173

VALLEY NATIONAL BANK
MERCHANTS BANK DIVISION
275 MADISON AVE., NY NY 10016

55-138/212

GOTTLIEB, RACKMAN & REISMAN, P.C.

ATTORNEYS AT LAW

PROFESSIONAL BUSINESS ACCOUNT

270 MADISON AVENUE, NEW YORK, NY 10016-0601

NUMBER

AMOUNT
\$709.00

DATE
05/25/05

SEVEN HUNDRED NINE AND 00/100 DOLLARS

PAY
TO THE
ORDER
OF

Commissioner of Patents & Trademarks



⑈059173⑈ ⑈021201383⑈ 45 207097⑈

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Raymond W. Cohen et al. **Group Art Unit:** 3762
Serial No. : 09/523,912 **Examiner** : Bockelman, Mark.
Filing Date : March 9, 2000
For : AUTOMATIC DEFIBRILLATOR MODULE FOR INTEGRATION
WITH STANDARD PATIENT MONITORING EQUIPMENT

Notice Of Allowance: March 24, 2005
Confirmation No.: 5945

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

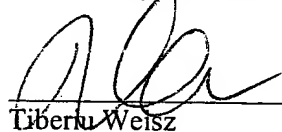
ISSUE AND PUBLICATION FEE(S) TRANSMITTAL

Sir:

In response to the Notice of Allowance and Fee(s) Due (further Notice) issued by the US Patent and Trademark Office on December 15, 2004 in the above-identified Patent Application, applicant encloses herewith Part B-Form PTOL-85B, duly executed, and a Check for \$ 709.00 (Issue Fee - \$700.00 and Advance Order of three (3) copies- \$ 9.00). Please note that SMALL ENTITY status was claimed by the applicant at the time of filing the above-identified application and is still proper and desired.

Also enclosed are seventeen (17) sheets of corrected drawings in response to the Notice Regarding Drawings, which was issued in the above-identified Patent Application on May 3, 2005, to substitute for the drawings filed with application on March 9, 2000 (copy of the Notice Regarding Drawings is attached herewith).

Respectfully submitted
GOTTLIEB, RACKMAN & REISMAN, P.C.



Tibertu Weisz
Attorney for Applicants
Registration No. 29,876

Dated: 06. 01, 2005

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** **Mail Stop ISSUE FEE**
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

22440 7590 03/24/2005
GOTTLIEB RACKMAN & REISMAN PC
270 MADISON AVENUE
8TH FLOOR
NEW YORK, NY 100160601

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission
 I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Zoya V. Chernina	(Depositor's name)
<i>Zoya Chernina</i>	(Signature)
06.01.2005	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/523,912	03/09/2000	Raymond W. Cohen	3896-006	5945

TITLE OF INVENTION: AUTOMATIC DEFIBRILLATOR MODULE FOR INTEGRATION WITH STANDARD PATIENT MONITORING EQUIPMENT

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$0	\$700	06/24/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
BOCKELMAN, MARK	3762	607-005000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

GOTTLIEB, RACKMAN & REISMAN, P.C.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

CARDIAC SCIENCE INC.

IRVINE, CALIFORNIA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☒ Advance Order - # of Copies **3 (Three)**

4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number **07-1730** (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature *Tiberiu Weisz*

Date **06.01.2005**

Typed or printed name **Tiberiu Weisz, Esq.**

Registration No. **29,876**

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.